



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

JRE  
Docket No: 5062-99  
13 June 2000

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 25 May 2000. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies. In addition, the Board considered the advisory opinion furnished by the Chief, Bureau of Medicine and Surgery dated 3 April 2000, a copy of which is attached.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice. In this connection, the Board substantially concurred with the comments contained in the advisory opinion concerning your failure to meet physical qualification standards for duty involving actual control of aircraft as a student naval aviator because of defective vision. The Board was not persuaded that your discharge on 17 February 1995, after completing fourteen days of service, was erroneous or unjust. There is no basis for correcting the separation and reenlistment codes you were assigned, because they reflect what occurred in your case, i.e., you failed to complete a commissioning program because of your failure to meet physical standards. The Board noted that your service was uncharacterized because you were in an entry level status at that time, i.e., you had not completed 180 days of service. As such, you did not meet the criteria for the award of an honorable discharge, regardless of the basis for your discharge, absent evidence that your service was so meritorious as to warrant a recommendation to the Secretary of the Navy that he characterize your service as honorable. The enclosure to the advisory opinion serves to amend the previous determinations concerning your depth perception and anthropometric measurements, and no further action is required in that regard. In view of the foregoing,

your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director

Enclosure



**DEPARTMENT OF THE NAVY  
BUREAU OF MEDICINE AND SURGERY  
2300 E STREET NW  
WASHINGTON DC 20372-5300**

IN REPLY REFER TO

6410  
MED 23/Ser 0015  
03 Apr 2000

From: Chief, Bureau of Medicine and Surgery  
To: Chairman, Board for Correction of Naval Records,  
Department of the Navy, 2 Navy Annex, Washington, DC  
20370-5100

Subj: REQUEST FOR COMMENTS AND RECOMMENDATION IN THE CASE  
OF [REDACTED]

Ref: (a) Board for Correction of Naval Records JRE:jdh  
Docket No: 5062-99 ltr of 07 Oct 99

Encl: (1) BUMED 236 6410 NOMI-0000880 ltr of 21 Mar 2000

1. Per reference (a), after some delay [REDACTED] returned to NOMI in March 2000 for repeat evaluation. Enclosure (1) serves to correct the previous anthropometric measurements as now within standards.

2. Recommend correcting [REDACTED] record to show anthropometric measures meet aviation qualifying standards.

3. POC: MED-23, (202) 762-3451, FAX (202) 762-3464, email: cobarker@us.med.navy.mil

By direction

Copy to:  
NOMI (MED-236)



DEPARTMENT OF THE NAVY

BUREAU OF MEDICINE AND SURGERY  
WASHINGTON, D.C. 20372-5120

IN REPLY REFER TO

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6410  
BUMED (MED-236)  
NAS, PENSACOLA, FL 32508-1047  
Ser: NOMI-0000880  
21 March 2000

From: Chief, Bureau of Medicine and Surgery  
To: Commander, Navy Recruiting Command, CNRC 312  
5720 Integrity Dr Bldg 784, Millington, TN 38054-5057

Subj: QUALIFICATION FOR DUTY INVOLVING FLYING IN THE CASE OF  
[REDACTED]

Ref: (a) email message from member 22 Feb 00.

1. Based on Reference (a), Ophthalmology Consult dated 19 November 1996, and supporting documents, [REDACTED] is not physically qualified for duty involving actual control of aircraft as a Student Naval Aviator due to:

a. Excessive refractive error, exceeding standards, right eye; this condition is considered permanent.

2. After review, waiver is not recommended. Commissioning is deferred to BUMED 25.

3. This letter serves to correct the previous anthropometric measurement as now within standards. The members repeat depth perception test was normal, however, the member still remains out of SNA standards for excessive refractive error and astigmatism (right eye).

4. This supersedes BUMED (MED-236) letter Ser: NOMI-9501321 of 20 April 1995.

[REDACTED]  
By direction

Copy to:  
BUMED 23  
BUMED 25  
Mr. [REDACTED]